

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

HOUSING AUTHORITY OF HODGENVILLE

ALLEGED FAILURE TO COMPLY WITH
COMMISSION REGULATIONS

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CASE NO. 97-421

ORDER

On October 16, 1997, the Commission issued an Order to the Housing Authority of Hodgenville ("HA of Hodgenville") to show cause why it should not be penalized for violations of 807 KAR 5:022, Section 14(12), for failure to keep patrolling records, and 807 KAR 5:022, Section 14(25), for failure to have annual records of main valve maintenance, both being repeat violations.

On November 25, 1997, an informal conference was held at the request of HA of Hodgenville at which time Commission Staff and HA of Hodgenville reached an agreement resolving all issues in this matter. That agreement has been submitted for Commission approval. Under the agreement, HA of Hodgenville admits the violation of 807 KAR 5:022, Section 14(12) and (25), and agrees to the assessment of a penalty of \$5,000 payable as follows; \$500 upon approval of this settlement by the Commission, and the balance of \$4,500.00 suspended for three years. If after three years and no further violations, the balance will be compromised and not payable.

After reviewing the Settlement Agreement and being otherwise sufficiently advised, the Commission finds that it is in accordance with the law, does not violate any regulatory principle, results in a reasonable resolution of this case, and is in the public interest.

IT IS THEREFORE ORDERED that:

1. The Settlement Agreement is incorporated into this Order as if fully set forth herein.
2. The terms and conditions set forth in the Settlement Agreement are hereby adopted and approved.
3. Pursuant to the Settlement Agreement, HA of Hodgenville has paid to the Commonwealth of Kentucky the sum of \$500.
4. The balance of the penalty of \$4,500 is suspended for a period of three years from the date of this Order upon the condition of no further violation of Commissions regulations. If at the end of the three-year period no violations have occurred, the balance is not to be collected.

Done at Frankfort, Kentucky, this 21st day of January, 1998.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman

ATTEST:


Executive Director


Commissioner

APPENDIX

AN APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC
SERVICE COMMISSION IN CASE NO. 97-421 DATED JANUARY 21, 1998.

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

DEC 10 1997

In the Matter of:

HOUSING AUTHORITY OF HODGENVILLE)

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CASE NO. 97-421

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ALLEGED FAILURE TO COMPLY WITH
COMMISSION REGULATIONS)

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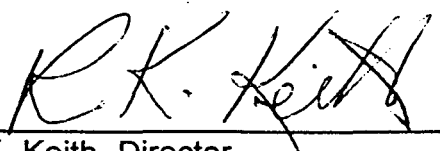
SETTLEMENT AGREEMENT

On November 25, 1997, an informal conference was held between Commission Staff and representatives of the Housing Authority of Hodgenville ("HA of Hodgenville"). At the informal conference it was agreed that HA of Hodgenville was in violation of 807 KAR 5:022, Section 14(12), for failure to maintain patrolling records, and was in violation of 807 KAR 5:022, Section 14(25), for failure to keep records of annual maintenance on main valves. Both of these violations are repeat violations.

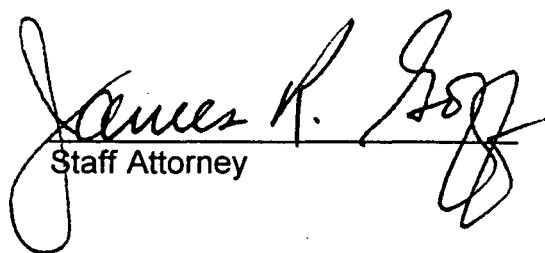
HA of Hodgenville has agreed to correct the violations and to keep the required patrolling records, at least on a quarterly basis, and will begin keeping these records immediately in compliance with 807 KAR 5:022, Section 14(12). HA of Hodgenville also agrees to preform the required main valve maintenance and to keep the required records in compliance with 807 KAR 5:022, Section 14 (25).

HA of Hodgenville has further agreed that it should be penalized for the violations and that the penalty should be \$5,000. However, the penalty is to be assessed as follows: HA of Hodgenville will pay \$500 within 10 days after the approval of this settlement by the Commission, by certified check payable to the Kentucky State

Treasurer. The balance of the penalty in the amount of \$4,500 is suspended for a period of 3 years upon the condition that there are no further violations of Commission regulations by HA of Hodgenville. If, after the 3-year period is past, there are no further violations, the balance of the penalty shall be compromised and not assessed.

A handwritten signature in dark ink, appearing to read "R.K. Keith", written over a horizontal line.

R.K. Keith, Director
Housing Authority of Hodgenville

A handwritten signature in dark ink, appearing to read "James R. Goff", written over a horizontal line.

Staff Attorney